



भारत सरकार / Government of India

# सरकारी राजपत्र OFFICIAL GAZETTE

संघ प्रदेश दादरा एवं नगर हवेली तथा दमण एवं दीव प्रशासन  
U.T. ADMINISTRATION OF DADRA AND NAGAR HAVELI AND  
DAMAN AND DIU

श्रेणी - २  
SERIES - II

प्राधिकरण द्वारा प्रकाशित / PUBLISHED BY AUTHORITY

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Administration of  
Dadra and Nagar Haveli, U.T.  
Labour Department,  
Silvassa

No. LEO/ID/COD/SPL/2016/535/2017

Date : 25/05/2017

**THE INDUSTRIAL DISPUTES ACT, 1947**

## ORDER

Whereas, Shri Ramesh Patel and other workmen vide their letter dated 30/06/2016 raised a charter of demand before the management of M/s Sudhir Power Ltd., Athal under the Industrial Disputes Act, 1947 C/34.

And whereas, on receipt of the letter dated 30/06/2016, M/s Sudhir Power Ltd., Athal and the group of workmen were issued notice dated 07/11/2016 to remain present before the Conciliation Officer on 21/11/2016 under I.D. case No. 173/2016. To bring about fair and amicable settlement between the parties.

And whereas, the matter was heard on various occasions. Shri Yusuf Khan, General Manager and Shri Kishore, Dy. Manager, Shri Sudhir Power Ltd., Athal remained present as well as group of workmen.

And whereas, the case was taken up on 11/01/2017. The company representative filed their written submission dated 11/01/2017 (C/59) a copy of which was also provided to the workmen to file their written submission if any.

And whereas, the case was taken up on 27/01/2017. Both the parties to the dispute remained present. The group of workmen informed that the management of M/s Sudhir Power Ltd., Athal has transferred them to their plant in Jammu and Kashmir. The workmen further informed that the management of M/s Sudhir Power Ltd., Athal is exploiting the poor tribal workmen and also informed that the management is threatening them to withdraw the demand failing which all employees will be transferred. The employees also informed that their demands are genuine and legal and that in counter blast of their demand the company has transferred them. They further informed that the Act of the management to transfer the workmen to the unit in Jammu and Kashmir is malafide and legally not tenable. Jammu and Kashmir is an unsafe place heaving full of extremist activity and there is great danger to their life. The management of the company has also not provided any accommodation and

transport facility and considering to hostile working conditions prevailing at Jammu & Kashmir state and without making proper arrangements it is a clear that there is a change in service condition.

And whereas, the hearing in the matter was last held on 15/02/2017. Both the parties to the dispute remained present. The representative of the company vide their written submission dated 15/02/2017 (C/167) informed that the workers of the company have raised a Charter of Demand regarding wages revision and other benefits. The workers who have alleged that they have illegally been transferred to Jammu and Kashmir and have made deliberate change in the service condition is false. The company representative added stating that each workman were issued appointment order which have been signed and duly received and accepted by the workman, confirming about his acceptance to all the terms and conditions with declaration to agree to abide and hence the service conditions of the workers is governed by the terms and conditions and clauses of the appointment order and hence after acceptance of the appointment order the workmen are refrained for challenging any of the terms and conditions and one of the clause of the appointment order states that the workmen can be transferred from one place to another or one department / site or project to another and that the service are also transferrable anywhere in India from one factory/establishment to another on the direction of the management and that the workers are not entitled to extra salary or allowance.

And whereas, the workman informed that they were issued appointment letter in the year 2004 whereas they were working with the said unit prior to the year 2004. As such when they were initially appointed by the company there were not informed about any such clause and all of a sudden in the year 2004 when they demanded for appointment order the company added such clause. They further stated that the clause of transfer was deliberately added to the appointment letter. They also stated that the company had preplanned to transfer them in the light of various clauses of the appointment letter and the company has made serious changes to their service condition during the course of pending Conciliation Proceedings before the Conciliation Officer for the Charter of Demands raised by the workmen.

And whereas, the company representative informed that due to no work order the unit in Silvassa is not functioning properly as it was in earlier years. They had no other option but to transfer the workers to their sister concerned unit in Jammu and Kashmir. The company representative also stated that there are no change to the service condition and that at the time when the workers were issued appointment letter they did not raise any query and as such there is no illegal change in service conditions and as agreed by the workmen to the terms and conditions of the appointment order they were transferred to plant at Jammu and Kashmir.

And Whereas, the allegation of the workers is not legal and proper as the demands have been raise by the workers long back since 30/06/2016 and the transfer of 21 workers have been made in the month of January 2017, and hence allegation of threatening employees to withdraw the demand are all false and imaginary.

And Whereas, the company transferring the service of 21 workers is with bonafied intention to continue the earnings of livelihood on transfer to Jammu and Kashmir factory keeping them employed. The option of transfer is still open if the workmen wants to join the unit at Jammu and Kashmir.

And whereas, the group of workmen stated that the company should take back the decision of transfer of the workers to Jammu and Kashmir. And further stated that they are not willing to go to the unit at Jammu and Kashmir. The company representative reiterated that they have not made any service condition.

And whereas, the workmen stated that they are not willing to join the unit at Jammu and Kashmir as the transfer order were made with an intention to delay the matter with regards to Charter of Demand.

And whereas, both the parties were adamant with their respective stand and claims, the conciliation proceedings did not end into settlement.

On the basis of the above proceedings, the Conciliation Officer was left with no other option but to conclude that this is a fit case to be referred to the Industrial Tribunal for adjudication. The matter regarding wages and other related allowance etc. is covered in the Third Schedule to the Industrial Disputes Act, 1947 and the matters specified therein fall within the jurisdiction of the Industrial Tribunal. The Administration has set up a Industrial Tribunal in the U.T. of Dadra and Nagar Haveli, which is presided over by the District Judge, D.& N.H., Silvassa vide Notification No. ADM/LAW/415(B) (II) (i)/638/99 dated 21/09/1999. The Labour Commissioner, D & NH., Silvassa has been delegated the powers of the appropriate Government, who is competent to make a reference to the Labour Court or the Industrial Tribunal, as the case may be, for adjudication vide Notification No. ADM/LAW/ADJ/101/2005 dated 27/01/2005.

And whereas the Labour Enforcement Officer/ Conciliation Officer submitted a “Failure Report” to the appropriate Government i.e. Labour Commissioner in this case as required under Section 12(4) of the Industrial Disputes Act, 1947 with the recommendation to refer the dispute to the Labour Court for adjudication vide Report No. LEO/ID/COD/SPL/RP/369/2017 dated 11/04/2017.

And whereas considering full facts and circumstances of the case in totality, I am of the view that this is a fit case for reference to the Industrial Tribunal.

Now, therefore, in view of the facts mentioned above and in exercise of the powers conferred by Section 10(1)(d) of the Industrial Disputes Act, 1947, I Labour Commissioner, Dadra and Nagar Haveli, Silvassa hereby refer the said dispute to the Industrial Tribunal for adjudication.

### **DISPUTE**

1) “Whether the action of the Management of M/s Sudhir Power Ltd., Athal in refusing to concede to the demands contained in demand letter dated 30/06/2016 submitted by the workers.

2) Whether the action of the Management of M/s Sudhir Power Ltd., Athal in transferring the workers to Jammu and Kashmir plant and subsequent refusal of the workers to join duty at Jammu and Kashmir plant is legal and justified.

If not, to what relief the workmen are entitled?”

Sd/—  
**Labour Commissioner**  
**Dadra and Nagar Haveli,**  
**Silvassa.**

**I.D.R. No. 02/2017**

### **ORDER BELOW EXH. 1**

The Labour Commissioner, Dadra & Nagar Haveli, Silvassa, referred the dispute to this Industrial Tribunal by order dated 25.05.2017 No. LE/ID/COD/SPL/2016/535/2017. The dispute / issues / point for determination referred by the Labour Commissioner for adjudication are as follows :-

“1] Whether the action of the Management of M/s. Sudhir Power Ltd., Athal in refusing to concede to the demands contained in demand letter dated 30/06/2016 submitted by the workers ?

2] Whether the action of the Management of M/s. Sudhir Power Ltd., Athal in transferring the workers to Jammu and Kashmir plant and subsequent refusal of the workers to join duty at Jammu and Kashmir plant is legal and justified ?

**I.D.R. No. 02/2017**

If not, to what relief the workmen are entitled ?”

2] During part heard hearing of the dispute under reference, the matter was referred to Judge Mediator for settlement. It seems, that after due persuasion, the Mediator Judge succeeded in settling the dispute between the first party company – M/s. Sudhir Power Ltd., Athal and 21 workers, Represented by Janhit Kamgar Sangh. The report of Judge Mediator dated 09.01.2010 is at Exh.37. The parties agreed to the consent terms vide Exh.38. The Judge Mediator has verified the contents of the consent terms vide Exh.38 from both the sides.

3] As the dispute is settled between the parties by mediation process by Judge Mediator, the disputes / points for determination under reference have become redundant. However, in view of the fact that, the dispute between the parties is settled in mediation in persuasion to the consent terms vide Exh.38, Award is required to be drawn in pursuance to the consent terms mentioned in Exh.38. In the result, I proceed to pass following Award :-

### **A W A R D**

1. The dispute is settled between both the parties in pursuance to the consent terms (Exh.38), which reads as under :-

- a. The transferred 21 workmen will report at Masat Unit within a week from the date of Mediation report / Order of the Court.
- b. The Company will pay ex-gratia equivalent to 6 months wages for the disputed period i.e. from the date of transfer till the court order and the same will not be termed as wages for any statutory purpose.
- c. The workmen will be provided bus facility as provided to other workmen of the factory.
- d. The transferred workers will be granted one time increment Rs.2000/- (Two Thousand Only) as increment for the period of transfer till date and will be entitled to increment in April 2020 as per practice as given to the workmen of the factory.
- e. The date of joining given by the workmen will remain the same.
- f. The workmen will be provided safety shoes, clean drinking water as provided to other workmen.
- g. The management will not transfer the concerned workmen for 10 months from today. However, thereafter the company can transfer workmen as per service condition.
- h. The concerned workmen and Janhit Kamdar Sangh, Silvassa (Union) will not raise any demand which will have financial implications for the issues involved in the present reference.
- i. The Hon'ble Tribunal at Silvassa be pleased to dispose of Reference (IDR) No. 2 of 2017 by passing an Award in the above terms.

2. The parties are directed to act in pursuance to the consent terms.

**I.D.R. No. 02/2017**

3. The U.T. of D. &N.H., Silvassa is directed to notify the Award in Official Gazette as per Sec. 17A of the Industrial Tribunal Act, 1947.
4. No order as to costs.

Silvassa  
Date: 22.01.2020.

Sd/-  
(**Dinesh P. Surana**)  
Presiding Officer,  
Industrial Tribunal,  
D. &N.H., Silvassa.

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**U.T. Administration of Dadra & Nagar Haveli and Daman & Diu,  
Town & Country Planning Department,  
Fort Area, Moti Daman**

**No. ATP/DMN/TCP-Board/1780/11/2021/16**

**Dated :11/01/2022.**

**Read:- Daman and Diu Town and Country Planning Board Constituted vide Notification No. ATP/DMN/TCP-Board/1780/11/131, dated 23/05/2011.**

**NOTIFICATION**

The Administrator of Dadra & Nagar Haveli and Daman & Diu is pleased to notify the above referred notification as per following changes:

Expert members at SI. No 7 & 8 of the above referred notification, shall be replaced by the following as expert members in the existing Daman and Diu Town and Country Planning Board.

- |      |                                                                                                                   |          |
|------|-------------------------------------------------------------------------------------------------------------------|----------|
| (i)  | Prof. Y. M. Desai,<br>Indian Institute of Technology,<br>Powai, Mumbai,                                           | - Member |
| (ii) | Shri B.K. Patel, B.E. (Civil), M.E.(Town &<br>Regional Planning), Ph. D. (on Town &<br>Regional Planning), Surat. | - Member |

The term of office of the above members will be of 2 years from the date of this notification.

This is issued with approval of the Hon'ble Administrator Dadra & Nagar Haveli and Daman & Diu vide diary No.817270, dated 29/12/2021.

By Order and in the name of  
the Administrator of Dadra and  
Nagar Haveli and Daman & Diu.

Sd/-  
(**Mohit Mishra**)  
Deputy Secretary (UD),  
Dadra and Nagar Haveli and  
Daman & Diu

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**U. T. Administration of  
Dadra & Nagar Haveli and Daman & Diu,  
Department of Environment and Forests,  
Secretariat, Daman.**

**No. PCC/DDD/05/EIA-Part (III)/2014-2015/ 6**

**Dated: 12/01/2022**

**NOTIFICATION**

In pursuance of Para 10 & 11 of the Notification No. S.O. 974(E) dated 01/03/2021 issued by the Government of India, Ministry of Environment, Forest and Climate Change, New Delhi, the Administrator of Dadra & Nagar Haveli and Daman & Diu is hereby pleased to notify the Pollution Control Committee, Dadra & Nagar Haveli and Daman & Diu to act as Secretariat for the Union Territory Level Expert Appraisal Committee (UTEAC) and Union Territory Environment Impact Assessment Authority (UTEIAA) for the U. T. of Dadra & Nagar Haveli and Daman & Diu and to provide all financial and logistic support including accommodation, transportation and such other facilities in respect to all its statutory functions. The sitting fees, Travelling Allowances/Dearness Allowances, to the Chairman and Members of the UTEAC and UTEIAA of Dadra & Nagar Haveli and Daman & Diu shall be paid by the Pollution Control Committee, Dadra & Nagar Haveli and Daman & Diu as per the Rules.

By order and in the name of  
Administrator of Dadra & Nagar Haveli  
and Daman & Diu.

Sd/-  
**(Ashish Mohan),**  
Joint Secretary (Environment & Forests),  
Dadra & Nagar Haveli and  
Daman & Diu.

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# भारत का राजपत्र The Gazette of India

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असाधारण  
EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)  
PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित  
PUBLISHED BY AUTHORITY

सं. 901] नई दिल्ली, मंगलवार, मार्च 2, 2021/फाल्गुन 11, 1942  
No. 901] NEW DELHI, TUESDAY, MARCH 2, 2021/PHALGUNA 11, 1942

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय  
अधिसूचना

नई दिल्ली, 1 मार्च, 2021

का.आ. 974(अ).—केंद्रीय सरकार, पर्यावरण (संरक्षण) अधिनियम, 1986 (1986 का 29) की धारा 3 की उपधारा (3) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए और भारत सरकार के तत्कालीन पर्यावरण और वन मंत्रालय की अधिसूचना सं. का.आ. 1533(अ), तारीख 14 सितंबर, 2006 (जिसे इसमें इसके पश्चात् उक्त अधिसूचना कहा गया है) के अनुसरण में संघ राज्यक्षेत्र स्तरीय पर्यावरण समाघात निर्धारण प्राधिकरण (यूटीईआईएए) दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र (जिसे इसमें इसके पश्चात् प्राधिकरण, दादरा और नागर हवेली तथा दमण और दीव कहा गया है) गठित करती है जिसमें निम्नलिखित सदस्य होंगे, अर्थात् :-

1.	डा.एम.आर.जी.रेड्डी, भारतीय वन सेवा (सेवानिवृत्त), फ्लैट नं. 304, ई-44, वैश्रवनी श्री संपदा अपार्टमेंट्स, मधुरनगर, हैदराबाद-38	अध्यक्ष;
2.	प्रो. ईडीए उदय भास्कर रेड्डी, सेवानिवृत्त प्रोफेसर, पर्यावरण विज्ञान विभाग, आंध्र विश्वविद्यालय, विशाखापटनम-533003	सदस्य;
3.	वन संरक्षक, दादरा और नागर हवेली तथा दमण और दीव	सदस्य सचिव।

2. प्राधिकरण, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र के अध्यक्ष और सदस्य, राजपत्र में इस अधिसूचना के प्रकाशन की तारीख से तीन वर्ष की अवधि के लिए पद धारण करेंगे।

3. प्राधिकरण, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र ऐसी शक्तियों का प्रयोग करेगा और ऐसी प्रक्रियाओं का पालन करेगा जो उक्त अधिसूचना में प्रगणित हैं।
4. प्राधिकरण, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र, इस अधिसूचना के पैरा-5 के अधीन गठित राज्य स्तरीय विशेषज्ञ मूल्यांकन समिति (एसईएसी) की सिफारिशों के आधार पर अपने विनिश्चय करेगा।
5. प्राधिकरण, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र की सहायता के लिए केंद्रीय सरकार, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र की राज्य सरकार के परामर्श से, संघ राज्यक्षेत्र विशेषज्ञ मूल्यांकन समिति, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र (जिसे इसके पश्चात् यूटीईएसी, दादरा और नागर हवेली तथा दमण और दीव कहा गया है) का गठन करेगी, जो निम्नलिखित सदस्यों से मिलकर बनेगी, अर्थात् :-

1.	डॉ. वी.पी.उपाध्याय, वैज्ञानिक (सलाहकार), सेवानिवृत्त, बी1-303, न्यू जीवन बीमा नगर हाउसिंग सोसाइटी, मैत्री विहार, पी.ओ.रेल विहार, चंद्रशेखरपुर, भुवनेश्वर-23	अध्यक्ष;
2.	श्री अरविन्द विसपुटे, मुख्य वनसंरक्षक (सेवानिवृत्त), महाराष्ट्र, 7-सब्दाब्रह्मा, पूर्णावद नगर, गंगापुर रोड, नाशिक-422013, महाराष्ट्र	सदस्य;
3.	सहायक नगर योजनाकार, दादरा और नागर हवेली तथा दमण और दीव	सदस्य;
4.	उप वनसंरक्षक, दादरा और नागर हवेली तथा दमण और दीव	सदस्य सचिव;

6. यूटीईएसी, दादरा और नागर हवेली तथा दमण और दीव के अध्यक्ष और सदस्य राजपत्र में इस अधिसूचना के प्रकाशन की तारीख से तीन वर्ष की अवधि के लिए पद धारण करेंगे।
7. यूटीईएसी, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र ऐसी शक्तियों का प्रयोग करेगी और ऐसी प्रक्रिया का पालन करेगी जो उक्त अधिसूचना में प्रगणित हैं।
8. यूटीईएसी, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र सामूहिक उत्तरदायित्व के सिद्धांत पर कार्य करेगी और अध्यक्ष प्रत्येक मामले में सर्वसम्मति पर पहुंचने का प्रयास करेगा और यदि सर्वसम्मति पर नहीं पहुंचा जा सकता है तो बहुमत का मत अभिभावी होगा।
9. हितों के टकराव से बचने के लिए,-

(क) यूटीईआईए और यूटीईएसी, दादरा और नागर हवेली तथा दमण और दीव के अध्यक्ष और सदस्य यह घोषणा करेंगे कि वे किस परामर्शी संगठन से सहबद्ध हैं तथा परियोजना के प्रस्तावक भी हैं;

(ख) यूटीईआईए तथा यूटीईएसी दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र का अध्यक्ष और सदस्य अपने कार्यकाल के दौरान, ऐसी परियोजना के लिए पर्यावरण समाघात निर्धारण (ईआईए) तथा पर्यावरण प्रबंध योजना तैयार करने के लिए कोई परामर्श नहीं करेंगे या सहबद्ध नहीं होंगे, जिसका मूल्यांकन यूटीआईए और यूटीईएसी तथा यूटीईएसी, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र द्वारा किया जाना है; और

(ग) यदि पिछले पांच वर्षों में, यूटीईआईए तथा यूटीईएसी दादरा और नागर हवेली तथा दमण और दीव का अध्यक्ष और सदस्यों में से किसी सदस्य ने किसी परियोजना प्रस्तावक के लिए परामर्शी सेवाएं प्रदान की हैं या पर्यावरण समाघात निर्धारण (ईआईए) अध्ययन किए हैं, तो उस स्थिति में वे ऐसे प्रस्तावकों द्वारा प्रस्तावित की जा रही किसी परियोजना के मूल्यांकन की प्रक्रिया में यूटीईआईए और यूटीईएसी दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र की बैठकों में सम्मिलित होने से इंकार कर देंगे।



10. दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र प्रशासन प्राधिकरण और यूटीईएसी दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र के लिए सचिवालय के रूप में कार्य करने के लिए किसी अभिकरण को अधिसूचित करेगा और उक्त सचिवालय सभी वित्तीय और संचार तंत्र समर्थन, जिसके अंतर्गत स्थान, परिवहन भी है और प्राधिकरण और यूटीईएसी दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र के सभी कानूनी कृत्यों के संबंध में ऐसी अन्य सुविधाएं भी हैं, उपलब्ध कराएगा।

11. प्राधिकरण, दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र के अध्यक्ष और सदस्य और यूटीईएसी दादरा और नागर हवेली तथा दमण और दीव संघ राज्यक्षेत्र के अध्यक्ष और सदस्यों को फीस, यात्रा भत्ता और मंहगाई भत्ता नियमों के अनुसार संदत्त किया जाएगा।

[फा.सं. जे.11013/42/2007-आईए.॥(I)]

(सुजीत कुमार बाजपेयी, संयुक्त सचिव)

**MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE**  
**NOTIFICATION**

New Delhi, the 1st March, 2021

**S.O. 974(E).**—In exercise of the powers conferred by sub-section (3) of Section 3 of the Environment (Protection) Act, 1986 (29 of 1986) and in pursuance of the notification of the Government of India in the erstwhile Ministry of Environment and Forests, number S.O. 1533(E), dated the 14th September, 2006 (hereinafter referred to as the said notification), the Central Government hereby constitutes the Union Territory Level Environment Impact Assessment Authority (UTEIAA), Union Territory of Dadra and Nagar Haveli and Daman and Diu, (hereinafter referred to as the Authority, Union Territory of Dadra and Nagar Haveli and Daman and Diu) comprising of the following three Members, namely:—

1.	Dr. M.R.G. Reddy, Indian Forest Service (Retired), Flat No. 304, E-44, Vaishnavi Siri Sampada Apartments, Madhuranagar, Hyderabad- 38	Chairman;
2.	Prof. EDA Udaya Bhaskar Reddi, Retd. Professor, Department of Environmental Sciences, Andhra University, Vishakhapatnam-533003	Member;
3.	Conservator of Forests, Dadra and Nagar Haveli and Daman & Diu	Member Secretary.

2. The Chairman and Members of the Authority, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall hold office for a term of three years from the date of publication of this notification in the Official Gazette.

3. The Authority, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall exercise such powers and follow such procedures as enumerated in the said notification.

4. The Authority, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall take its decision on the recommendations of the State level Expert Appraisal Committees (SEACs) constituted under paragraph 5 of this notification.

5. To assist the Authority, Union Territory of Dadra and Nagar Haveli and Daman and Diu, the Central Government in consultation with the State Government of Union Territory of Dadra and Nagar Haveli and Daman and Diu, hereby constitutes the Union Territory Expert Appraisal Committee, Union Territory of Dadra and Nagar Haveli and Daman and Diu (hereinafter referred to as the UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu) comprising of the following Members, namely:-

1.	Dr. V.P. Upadhyay, Scientist (Advisor), (Retired), B1- 303, New Jeevan Bima Nagar Housing Society, MaitriVihar, PO. Rail Vihar, Chandrasekharapur, Bhubaneswar- 23	Chairman;
2.	Shri Arvind Vispute, Chief Conservator of Forests (Retd.) Maharashtra, 7- Sabdabarmha, Purnavadi Nagar, Gangapur Road, Nashik -422013, Maharashtra	Member;

3.	Assistant Town Planner, Dadra and Nagar Haveli	Member;
4.	Deputy Conservator of Forests, Daman and Diu	Member Secretary.

6. The Chairman and Members of the UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall hold office for a term of three years from the date of publication of this notification in the Official Gazette.

7. The UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall exercise such powers and follow such procedures as enumerated in the said notification.

8. The UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall function on the principle of collective responsibility and the Chairman shall endeavor to reach a consensus in each case, and if consensus cannot be reached, the view of the majority shall prevail.

9. In order to avoid any conflict of interest,-

(a) the Chairman and Members of the UTEIAA and UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall as declare to which consulting organisation they have been associated with and also the project proponents;

(b) the Chairman and Member of the UTEIAA and UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall not undertake any consultation or associate with preparation of Environment Impact Assessment (EIA) and Environment Management Plan for a project, which is to be appraised by the UTEIAA and UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu during their tenure; and

(c) if in the past five years, the Chairman or any of the Members of the UTEIAA and UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu have provided consultancy services or conducted EIA studies for any project proponent, in that event they shall recuse themselves from the meetings of the UTEIAA and UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu in the process of appraisal of any project being proposed by such proponents.

10. The Union Territory of Dadra and Nagar Haveli and Daman and Diu Administration shall notify an agency to act as Secretariat for the Authority and the UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu and the said Secretariat shall provide all financial and logistic support including accommodation, transportation and such other facilities in respect of all its statutory functions of the Authority and UTEAC Union Territory of Dadra and Nagar Haveli and Daman and Diu.

11. The sitting fees, travelling allowances and dearness allowances to the Chairman and Member of the Authority, Union Territory of Dadra and Nagar Haveli and Daman and Diu and the Chairman and Members of the UTEAC, Union Territory of Dadra and Nagar Haveli and Daman and Diu shall be paid as per rules of the Union Territory of Dadra and Nagar Haveli and Daman and Diu.

[F. No. J-11013/42/2007- IA.II (I)]

SUJIT KUMAR BAJPAYEE, Jt. Secy.

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UT Administration of  
Dadra & Nagar Haveli and Daman & Diu,  
Directorate of Medical & Health Services,  
Moti Daman, Daman – 396 220.

No. DMHS/DD/RR-OT/2021/514

Dated: 12/01/2022

NOTIFICATION

In exercise of the powers conferred by the provision to Article 309 of the Constitution, read with Govt. of India, Ministry of Home Affairs Notification No.F.3(4)/65/GP dated 27<sup>th</sup> January 1965 and Order No.7/1/65-Estt.(A) dated 16<sup>th</sup> February 1965; and in supersession of the existing recruitment rules for the posts, and all other powers enabling him in this behalf, the Administrator of Dadra & Nagar Haveli and Daman & Diu, is hereby pleased to make the following rules regulating the method of recruitment to Group 'B' Non-Gazetted, Non Ministerial posts of **Occupational Therapist**, in the Directorate of Medical & Health Services, UT Administration of Dadra & Nagar Haveli and Daman & Diu namely:-

**1. SHORT TITLE AND COMMENCEMENT -**

- (i) These rules may be called the Administration of Dadra & Nagar Haveli and Daman and Diu, Directorate of Medical & Health Services, **Occupational Therapist**, (Group 'B' Non-Gazetted / Non-Ministerial) posts Recruitment Rules, 2021.
- (ii) They shall apply to the posts specified in column – 1 of the schedule to these rules.
- (iii) These rules will come into effect from the date of publication of this notification in the Official Gazette and will related to appointment to the various posts made on or after this date.

**2. NUMBER OF POSTS, CLASSIFICATION AND LEVEL IN PAY MATRIX -** The number of the said post, its classification and the level in pay matrix attached thereto shall be as specified in columns 2 to 4 of the Schedule annexed to these rules. Provided that, the Administrator of Dadra & Nagar Haveli and Daman and Diu may vary the number of posts in column 2 of the said Schedule from time to time subject to exigencies of work.

**3. METHOD OF RECRUITMENT, AGE, LIMIT, OTHER QUALIFICATIONS ETC -** The method of recruitment, age limit, qualifications and other matters relating to the said posts shall be as specified in columns 5 to 13 of the aforesaid Schedule.

**4. DISQUALIFICATION :-**

No person, (a) who has entered into or contracted a marriage with a person having a spouse living or; (b) who having a spouse living, has entered into or contracted a marriage with any person shall be eligible for appointment to the service. Provided that, the Administrator of

Dadra & Nagar Haveli and Daman & Diu, may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

**5. POWER TO RELAX:-**

Where the Administrator is of the opinion that, it is necessary or expedient so to do, he may, by order, and for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons.

**6. SAVING :-**

Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for the Scheduled Castes and Scheduled Tribes, and the other special categories or persons in accordance with the orders issued by the Central Government from time to time in this regard.

By Order and in the name of the  
Administrator of Dadra & Nagar Haveli  
and Daman & Diu

Sd/—  
**Dy. Secretary (Health & Family Welfare)**  
**DNH & DD**

S C H E D U L E

ANNEXURE-I

Name of the post	No. of Post	Classification	Level in the Pay Matrix	Whether Selection post or non-selection post	Age limit for direct recruits	Educational and other qualification required for direct recruits
1	2	3	4	5	6	7
Occupational Therapist	*01 (2021) *Subject to variation dependent on work load [DNH – 00; DD – 01]	General Central Service Group ‘B’ (Non Gazetted) Non Ministerial	Level : 6 in the Pay Matrix (Rs. 35400-112400)	Not Applicable	Not exceeding 30 years (Relaxable for Govt. Servant up to 5 years in accordance with the instructions or orders issued by the Central Government)  Note : The crucial date for determining the age limit shall be the closing date of receipt of applications from candidates in India (and not the closing date prescribed for those in Assam, Meghalaya, Arunachal Pradesh, Mizoram, Manipur, Nagaland, Tripura, Sikkim, Ladakh Division of J&K State, Lahual & Spiti District and Pangti Sub Division of Chamba District of Himachal Pradesh, Andaman & Nicobar Islands or Lakshadweep).	<b>Essential :</b> Bachelor in Occupational Therapy from a recognized University or Institution.  <b>Desirable :</b> Three years working experience in Occupational Therapy in a Hospital

Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees	Period of probation, if any	Method of Recruitment whether by direct recruitment or by promotion or by deputation / absorption and percentage of the vacancies to be filled by various methods.	In case of recruitment by promotion / deputation / absorption grades from which promotion / deputation / absorption to be made	If a D.P.C. exists what is its composition	Circumstances in which UPSC is to be consulted in making recruitment
8	9	10	11	12	13
Not Applicable	Two years	Direct Recruitment	Not Applicable	<p>Group 'B' DPC/DSC (for considering confirmation)</p> <ol style="list-style-type: none"> <li>1. Advisor to Administrator, DNH &amp; DD – Chairman.</li> <li>2. Finance Secretary, DNH &amp; DD – Member</li> <li>3. Secretary of concerned Department, DNH &amp; DD - Member</li> <li>4. Deputy /Joint Secretary (Pers.) DNH &amp; DD – Member</li> <li>5. Head of Office concerned – Member</li> <li>6. 1 (one) additional member from Government Service to be nominated by the Chairman of DSC/DPC / Screening Committee.</li> </ol> <p>Note: “If Finance Secretary is holding the charge of Secretary (Health) then, the Finance Secretary will be the Chairman of the Committee DPC”.</p>	N.A.

Sd/–  
Dy. Secretary (Health & Family Welfare)  
DNH & DD

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**UT Administration of  
Dadra & Nagar Haveli and Daman & Diu,  
Directorate of Medical & Health Services,  
Moti Daman, Daman – 396 220.**

No. DMHS/DD/RR-PT/2021/515

Dated : 12/01/2022

**NOTIFICATION**

In exercise of the powers conferred by the provision to Article 309 of the Constitution, read with Govt. of India, Ministry of Home Affairs Notification No.F.3(4)/65/GP dated 27<sup>th</sup> January 1965 and Order No.7/1/65-Estt.(A) dated 16<sup>th</sup> February 1965; and in supersession of the existing recruitment rules for the posts, and all other powers enabling him in this behalf, the Administrator of Dadra & Nagar Haveli and Daman & Diu, is hereby pleased to make the following rules regulating the method of recruitment to Group 'B' Non-Gazetted, Non Ministerial posts of **Physiotherapist**, in the Directorate of Medical & Health Services, U. T. Administration of Dadra & Nagar Haveli and Daman & Diu namely:-

**1. SHORT TITLE AND COMMENCEMENT -**

- (i) These rules may be called the Administration of Dadra & Nagar Haveli and Daman and Diu, Directorate of Medical & Health Services, **Physiotherapist**, (Group 'B' Non-Gazetted / Non-Ministerial) posts Recruitment Rules, 2021.
- (ii) They shall apply to the posts specified in column – 1 of the schedule to these rules.
- (iii) These rules will come into effect from the date of publication of this notification in the Official Gazette and will related to appointment to the various posts made on or after this date.

**2. NUMBER OF POSTS, CLASSIFICATION AND LEVEL IN PAY MATRIX -** The number of the said post, its classification and the level in pay matrix attached thereto shall be as specified in columns 2 to 4 of the Schedule annexed to these rules. Provided that, the Administrator of Dadra & Nagar Haveli and Daman and Diu may vary the number of posts in column 2 of the said Schedule from time to time subject to exigencies of work.

**3. METHOD OF RECRUITMENT, AGE, LIMIT, OTHER QUALIFICATIONS ETC -** The method of recruitment, age limit, qualifications and other matters relating to the said posts shall be as specified in columns 5 to 13 of the aforesaid Schedule.

**4. DISQUALIFICATION :-**

No person, (a) who has entered into or contracted a marriage with a person having a spouse living or; (b) who having a spouse living, has entered into or contracted a marriage with any person shall be eligible for appointment to the service.

Provided that, the Administrator of Dadra & Nagar Haveli and Daman & Diu, may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

**5. POWER TO RELAX:-**

Where the Administrator is of the opinion that, it is necessary or expedient so to do, he may, by order, and for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons.

**6. SAVING :-**

Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for the Scheduled Castes and Scheduled Tribes, and the other special categories or persons in accordance with the orders issued by the Central Government from time to time in this regard.

By Order and in the name of the  
Administrator of Dadra & Nagar Haveli  
and Daman & Diu

Sd/—  
**Dy. Secretary (Health & Family Welfare)**  
**DNH & DD**



S C H E D U L E

ANNEXURE-I

Name of the post	No. of Post	Classification	Level in the Pay Matrix	Whether Selection post or non-selection post	Age limit for direct recruits	Educational and other qualification required for direct recruits
1	2	3	4	5	6	7
Physiotherapist	*02 (2021) *Subject to variation dependent on work load  [DNH – 00; DD-02]	General Central Service Group ‘B’ (Non Gazetted) Non Ministerial	Level : 6 in the Pay Matrix (Rs. 35400-112400)	Not Applicable	Not exceeding 30 years (Relaxable for Govt. Servant up to 5 years in accordance with the instructions or orders issued by the Central Government)  Note : The crucial date for determining the age limit shall be the closing date of receipt of applications from candidates in India (and not the closing date prescribed for those in Assam, Meghalaya, Arunachal Pradesh, Mizoram, Manipur, Nagaland, Tripura, Sikkim, Ladakh Division of J&K State, Lahual & Spiti District and Pangi Sub Division of Chamba District of Himachal Pradesh, Andaman & Nicobar Islands or Lakshadweep).	<b>Essential :</b> Bachelor in Physiotherapy (BPT) from a recognized University or Institution.  <b>Desirable :</b> Three years working experience in Physiotherapy department in a Hospital

Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees	Period of probation, if any	Method of Recruitment whether by direct recruitment or by promotion or by deputation / absorption and percentage of the vacancies to be filled by various methods.	In case of recruitment by promotion / deputation /absorption grades from which promotion / deputation / absorption to be made	If a D.P.C. exists what is its composition	Circumstances in which UPSC is to be consulted in making recruitment
8	9	10	11	12	13
Not Applicable	Two years	Direct Recruitment	Not Applicable	<p>Group ‘B’ DPC/DSC (for considering confirmation)</p> <ol style="list-style-type: none"> <li>1. Advisor to Administrator, DNH &amp; DD – Chairman.</li> <li>2. Finance Secretary, DNH &amp; DD – Member</li> <li>3. Secretary of concerned Department, DNH &amp; DD - Member</li> <li>4. Deputy /Joint Secretary (Pers.) DNH &amp; DD – Member</li> <li>5. Head of Office concerned – Member</li> <li>6. 1 (one) additional member from Government Service to be nominated by the Chairman of DSC/DPC / Screening Committee.</li> </ol> <p>Note: “If Finance Secretary is holding the charge of Secretary (Health) then, the Finance Secretary will be the Chairman of the Committee DPC”.</p>	N.A.

Sd/–  
Dy. Secretary (Health & Family Welfare)  
DNH & DD

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